IN THE HIGH COURT OF BOMBAY AT GOA

CIVIL REVISION APPLICATION NO.136/2001

Shri Vinod Kumar Sharma,
son of Rajaram Sharma,
of major age, occupation
Commercial Artist,
residing at EC-78, 303,
Krishna Keshu, Evershine City,
Vasai Road, East,
Thane, Mumbai 400 062. ... Applicant.

Vs.

1. Mrs. Tereza Dinesh Vaghela,
Ground Floor, Shalom Co-op.
Housing Society, Alto Porvorim,
Goa. 403 521.

2. Mrs. Maria Fernandes, Trilok
Darshan, Alto Porvorim, Goa.

3. Shri Himmathbai Joshi,
C/o. Hiribhai Jeebhai & Co.,
Princess Street, Near Juma
Masjid, Mumbai - 400 002. ... Respondents.

None for the applicant.

Mr. C.A. Coutinho, Advocate for the respondents.

CORAM : F.I. REBELLO, J.

DATE : JULY 17, 2003.

ORAL JUDGEMENT:

None for the applicant when the matter is called out. From the impugned order, it is seen that an objection was raised by the Judgment-debtor that the decree could not be executed as the proceedings had to be initiated under the Act of 1940. The learned Judge recorded the finding that the appointment of the

arbitrator itself was under the Act of 1996. The Award came to be passed under the Act of 1996. Considering that there is no error apparent or error of jurisdiction in the order passed by the learned executing Court. There is no merit in this revision application. The Civil Revision Application is, accordingly, rejected.

F.I. REBELLO, J.

ssm.